



<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/086,986	
	Filing Date	March 01, 2002	
	First Named Inventor	Gerard O'Driscoll	
	Art Unit	2676	
	Examiner Name	Caschera, Antonio A.	
Total Number of Pages in This Submission	67	Attorney Docket Number	TD-166

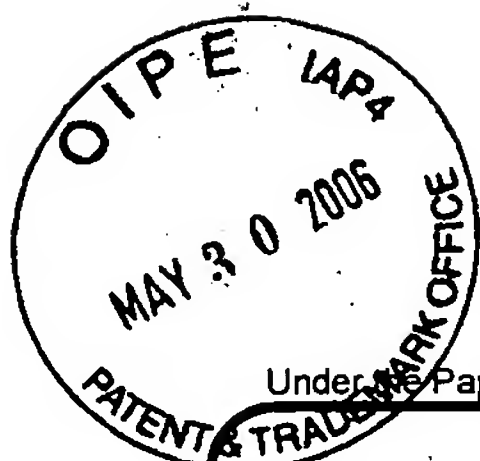
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b>  Submission of Appeal Brief with Claims Appendix, Evidence Appendix, Previously filed Notice of Appeal, Fee Transmittal Form, Return Post Cards, Check No. 1920 for \$500.00 BD		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Groover & Holmes Customer No. 29106		
Signature			
Printed name	Robert O. Groover		
Date	May 30, 2006	Reg. No.	30,059

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Barbara Downs
Date	May 30, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



05-31-06

AFI  
220p

PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2006**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 500.00

**Complete if Known**

Application Number	10/086,986
Filing Date	March 01, 2002
First Named Inventor	Gerard O'Driscoll
Examiner Name	Caschera, Antonio A.
Art Unit	2676
Attorney Docket No.	TD-166

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 07-2320 Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, **except for the filing fee**☒ Charge any additional fee(s) or underpayments of fee(s)  
under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION** (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
--------------	--------------	----------	---------------

- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
---------------	--------------	----------	---------------

- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
--------------	--------------	--	----------	---------------

- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Appeal Brief filing fee**Fees Paid (\$)**

500.00

**SUBMITTED BY**

Signature

Registration No. 30,059  
(Attorney/Agent)

Telephone 972-980-5840

Name (Print/Type) Robert Groover

Date May 30, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**In the United States Patent and Trademark Office**

Applicant: Gerard O'Driscoll  
Application No.: 10/086,986  
Filing Date: March 1, 2002  
Examiner: Caschera, Antonio A.  
Title: High Quality Antialiased Lines with Dual Sampling Pattern  
Art Unit: 2676  
Docket No.: TD-166

For:

**APPEAL BRIEF**

Honorable Commissioner of Patents and Trademarks  
Alexandria, VA 22313

Sir:

Enclosed is an Appeal Brief with four Appendices (including a copy of the Notice of Appeal previously filed).

Any extension of time necessary for consideration of this appeal is also hereby requested. The correct amount of fee has been included. However, the Commissioner is authorized to charge any fees, or credit any overpayment, to Deposit Account Number 07-2320.

06/02/2006 MAHNE1 00000003 10086986

01 FC:1402

500.00 DP

## Table of Contents

<i>In the United States Patent and Trademark Office</i>	<i>1</i>
<i>Real Party in Interest</i>	<i>3</i>
<i>Related Appeals and Interferences</i>	<i>4</i>
<i>Status of Claims</i>	<i>5</i>
<i>Status of Amendments</i>	<i>6</i>
<i>Summary of Claimed Subject Matter</i>	<i>7</i>
<i>Argument</i>	<i>10</i>
<i>Requested Relief</i>	<i>19</i>
<i>APPENDIX A – CLAIMS APPENDIX</i>	<i>20</i>
<i>APPENDIX B – EVIDENCE APPENDIX</i>	<i>27</i>
<i>APPENDIX C –RELATED PROCEEDINGS APPENDIX</i>	<i>28</i>
<i>APPENDIX D –NOTICE OF APPEAL AS PREVIOUSLY FILED APPENDIX</i>	<i>29</i>

**Real Party in Interest**

The real party in interest, and assignee of this case, is *3Dlabs Inc., Ltd.*, of Reid Hall, Hamilton HM11, Bermuda.

**Related Appeals and Interferences**

To the best knowledge and belief of the undersigned attorney, there are no related appeals or interferences.

## **Status of Claims**

Claims 1-3 and 5-30 are pending and are each under final rejection. No other claims are pending. Each claim is appealed.

**Status of Amendments**

No amendment was submitted after the final rejection, dated 12/27/2005.



## Summary of Claimed Subject Matter

Independent claims 1, 5, 13, 19, 22, and 28 are involved in this appeal.

Claim 1 claims a method for generating antialiased lines comprising the actions of: for each respective line (see lines 102, 104 of FIG. 1), determining which of a plurality of orientation classes that entire line falls into (p. 4, line 2; p. 6, lines 18-22); and performing subpixel sampling using one of a plurality of multi-point sampling patterns (see FIG. 1) (p. 6, line 23-p. 7, line 4) in dependence on which of said plurality of orientation classes that line falls into (see p. 4, lines 6-7).

Claim 5 refers to a method for antialiased rendering comprising the actions of: identifying, for at least one respective entire line, which one of a limited number of directions is most nearly parallel to the line (see p. 4, lines 3-4; see FIG. 1, 102, 104); and performing subpixel sampling on the line with a subpixel multi-point sampling pattern which has maximal resolution approximately normal to the one direction (see p. 6, lines 18-19; p. 6 line 23-p. 7, line 4).

Claim 13 claims a computer graphics system (see variously FIGs 1A-2) for generating antialiased lines comprising means for determining which of a plurality of orientation classes an entire line falls into (see, for example, p. 6, lines 13-16); and means for performing subpixel sampling using one of a plurality of multi-point sampling patterns (see FIG. 1 for sampling patterns) in dependence on which of said plurality of orientation classes that line falls into (see p. 6, line 13-p. 7, line 4).

Claim 19 claims a computer graphics system for generating antialiased lines, comprising: means for identifying, for at least one respective entire line, which one of a limited number of directions is most nearly parallel to the line (see p. 4, lines 3-4; see FIG. 1, 102, 104; see also page 6, lines 13-16); and means for performing subpixel sampling on the line with a subpixel multi-point sampling pattern (see FIG. 1 for sample patterns) which has maximal resolution approximately normal to the one direction (see p. 6, lines 18-19; p. 6 line 23-p. 7, line 4).

Claim 22 claims a method for generating antialiased lines comprising: for each respective line (see lines 102, 104 of FIG. 1), determining which of a plurality of orientation classes that entire line falls into (p. 4, line 2; p. 6, lines 18-22); and performing subpixel sampling using one of a plurality of multi-point sampling patterns (see FIG. 1) (p. 6, line 23-p. 7, line 4) in dependence on which of said plurality of orientation classes that line falls into (see p. 4, lines 6-7).

Claim 28 claims a method for generating antialiased lines, comprising the steps of: identifying, for at least one respective entire line, which one of a limited number of directions is most nearly parallel to the line (see p. 4, lines 3-4; see FIG. 1, 102, 104); and performing subpixel sampling on the line with a subpixel multi-

point sampling pattern which has maximal resolution approximately normal to the one direction (see p. 6, lines 18-19; p. 6 line 23-p. 7, line 4).

Dependent claim 3 is separately argued in this appeal. Claim 3 claims the method of claim 1, wherein the orientation classes (see FIG. 1 for lines of different orientation classes) correspond one-to-one to said sampling patterns (page 6, lines 18-21; page 6 line 23-page 7, line 4).

## **Grounds of Rejection to be Reviewed on Appeal**

Whether claims 1-3 and 5-30 are unpatentable under 35 USC 102(e) as being anticipated by Nelson et al. (USPN 6,947,057).

## **Argument**

### **I. Rejection of claims 1-3 and 5-30 as being anticipated by Nelson et al., USPN 6947057.**

Examiner has rejected all pending claims under the same grounds, namely anticipation under 35 USC 102(e) by Nelson et al. Claims being argued separately are placed under a subheading identifying those claims by number, as follows.

#### **A. Claim 1**

Examiner has rejected all pending claims as being anticipated by Nelson et al, hereinafter referred to as Nelson. Claim 1 is reproduced for purposes of discussion:

1. A method for generating antialiased lines, comprising the actions of:  
for each respective line, determining which of a plurality of orientation classes that entire line falls into; and  
performing subpixel sampling using one of a plurality of multi-point sampling patterns, in dependence on which of said plurality of orientation classes that line falls into.

In rejecting claim 1, Examiner cites Nelson as teaching the claimed limitation of, “performing subpixel sampling using one of a plurality of multi-point sampling patterns, in dependence on which of said plurality of orientation classes that line falls into,” by referring to Nelson at col. 28-29, lines 64-12, which states:

Rendering unit 150A may compute a slope and intercept for each side of the line bounding box based on (a) the bounding box width  $d_{BB}$ , and (b) the slope  $m$  and intercept  $b$  of the line segment 2106. For an X-Major line segment, rendering unit 150A may determine the upper and lower box edges by the equations

$$y=mx+(b+V)$$

and

$$y=mx+(b-V)$$

respectively, where  $V=(1/2)d_{BB} * \secant(\theta)$ , and where  $\theta$  is the angle that the line segment forms with respect to the positive x axis. It is noted that the value  $\secant(\theta)$  may be stored in a lookup table addressed by slope m.

Applicants respectfully submit that this passage only teaches how to compute a slope and intercept for bounding boxes used in Nelson, and does not refer to selection of sampling patterns, and specifically does not refer to selection of sampling patterns in dependence on which orientation class the line falls into.

Therefore, Applicant respectfully submits that the above-referenced passage does not teach or suggest the claimed limitation of, “performing subpixel sampling using one of a plurality of multi-point sampling patterns, in dependence on which of said plurality of orientation classes that line falls into.” If Applicant has overlooked a relevant teaching, it is respectfully requested that such teaching be pointed out with particularity.

To support Examiner’s position, Examiner states in the office action, at page. 3, the following:

Note, the Office interprets that the number and positioning of each perturbed sample is based upon the classification of the line, X or Y-major, since the number and positioning of the samples is directly based upon the bounding box made around the line segment, this bounding box, specifically its upper and lower edges, further computed by the m and b components of the line segment (see columns 28-29, lines 64-12).

Applicant respectfully disagrees with several points in Examiner’s statement. For example, Examiner states that the number and position of the samples are based on the classification of the line as X- or Y- major. However, Applicant finds no such teaching in Nelson. To the contrary, Nelson specifically teaches (in the descriptions

of Figures 8-10 generally) that the sample patterns, whether perturbed or stochastic, are preferably generated at random. To wit:

In the perturbed regular positioning scheme 192, sample positions are defined in terms of perturbations from a set of fixed positions on a regular grid or tiling. In one embodiment, the samples may be displaced from their corresponding fixed grid positions by random x and y offsets, or by random angles (ranging from 0 to 360 degrees) and random radii (ranging from zero to a maximum radius). [Col. 21, lines 4-10, emphasis added.]

Stochastic sample positioning scheme 194 represents a third potential type of scheme for positioning samples. Stochastic sample positioning involves randomly distributing the samples across the 2-D viewport. Random positioning of samples may be accomplished through a number of different methods, e.g., using a random number generator such as an internal clock to generate pseudo-random numbers. Random numbers or positions may also be pre-calculated and stored in memory. [Col. 21, lines 19-27, emphasis added.]

Turning now to FIG. 9, details of one embodiment of perturbed regular positioning scheme 192 are shown. In this embodiment, samples are randomly offset from a regular square grid by x- and y-offsets. [Col. 21, lines 28-31, emphasis added.]

These passages teach away from the claimed limitations in at least claim 1, as argued above. Specifically, these (and other) passages in Nelson teach that, though there are several types of sampling patterns (*i.e.*, regular positioning scheme, perturbed, or stochastic), none depend on an orientation class for the line being antialiased.

Applicant finds no teaching in Nelson that the sample pattern is “based on the classification of the line, X or Y-Major,” as Examiner asserts. In support of this statement, Examiner provides only the citation to columns 28 and 29, lines 64-12, which are reproduced above and which do not appear to teach or suggest that sample



patterns are in any way based on line classification or orientation, as Examiner suggests. If Applicant has overlooked a relevant teaching, it is respectfully requested that such teaching be pointed out with particularity.

Examiner also states that, “the number and positioning of the samples is directly based upon the bounding box made around the line segment.” Again, Applicant finds no such teaching in Nelson, neither at Examiner’s cited passages nor elsewhere.

Nelson does use a bounding box, but Applicant respectfully submits that Examiner’s statement that “the number and positioning of the samples is directly based upon the bounding box made around the line segment” is incorrect. As stated above, the number and positioning of the samples is based on one of the three schemes described in Nelson (*i.e.*, regular positioning, perturbed, or stochastic). The bounding box is used in Nelson to assign color and/or transparency values to the sample positions, based on their distance from the line, not to select the sampling pattern. According to the teaching of Nelson, the sample positions have already been determined before the bounding box is applied. For example, Nelson states at col. 29, lines 17-36 (in part):

In step 530, rendering unit 150A may compute a set of sample positions for each of the candidate bins as suggested by FIG. 17C. For example, rendering unit 150A may read positional offsets dX and dY from sample position memory 354 and add the positional offsets to the coordinates of the corresponding bin origin (e.g., the lower-left corner of the bin). For various embodiments of the sample position computation, refer to the textual description above corresponding to FIGs. 8-10.

....

In step 540, rendering unit 150A may assign color values (and/or transparency values) to the sample positions inside the line bounding box 2108 based on their normal distance from the line segment 2106.

Thus, Nelson teaches that the sample positions are first determined (as described in FIGs. 8-10) by one of three methods (*i.e.*, regular positioning, perturbed, or stochastic). Later, the rendering unit 150A reads those sample positions from sample position memory 354. The rendering unit then determines whether the sample positions are inside or outside the bounding box. If they are inside the bounding box, then color and/or transparency values are applied according to their distance from the line.

At no point in the teaching of Nelson is a sample's position dependent on the orientation class of the line. As shown above, the sample positions are determined before the line being antialiased is even identified. Those sample positions are stored in sample position memory 354, and read out whenever a line is being antialiased. Though Nelson does identify the slope of the line, the slope is only used to draw a bounding box, not to select a sample pattern or sample positions, **because the sample positions have already been determined by that point**, according to the teaching of Nelson.

Thus, Applicant respectfully submits that the limitations of independent claim 1 is neither taught nor suggested by the cited reference. Further, independent claims 5, 13, 19, 22, and 28 are rejected under the same reference and rationale. The rejections to these claims, and their respective dependent claims, are therefore believed addressed fully by the arguments made above in favor of claim 1. Further arguments in favor of individual claims follow.

## **B. Claim 5**



Applicant also respectfully submits that the other independent claims of the present application are separately distinguishable from the cited reference. For example, claim 5 states:

5. A method for antialiased rendering, comprising the actions of:
  - (a) identifying, for at least one respective entire line, which one of a limited number of directions is most nearly parallel to said line; and
  - (b) performing subpixel sampling on said line with a subpixel multi-point sampling pattern which has maximal resolution approximately normal to said one direction.

In supporting the rejection of claim 5 (as well as claims 19 and 28), Examiner states:

...the Office interprets Nelson et al. to inherently calculate in which direction the line is most nearly parallel to when Nelson et al. discloses computing the slope (m component of the line segment equation) of the line. Also, since the samples used are found within the bounding box which is oriented in the same direction as the line segment, the Office interprets that these samples inherently provide maximal resolution approximately normal to the orientation of the line.

Applicant respectfully submits that, although Nelson teaches how to compute the slope of a line, this does not anticipate the claimed limitation of, “identifying...which one of a limited number of directions is most nearly parallel to said line,” as shown in claim 5. Examiner has not cited teaching that “identifies” any “directions...most nearly parallel to said line.” For example, the “limited number of directions” could be chosen from horizontal and vertical directions, and, depending on the orientation or slope of the line, either horizontal or vertical could be chosen, as taught in the present application. However, Nelson does not appear to go this far.

Merely identifying the slope of the line does not teach or suggest the claimed step of “identifying” a direction to which that line is most nearly parallel.

Further, Examiner has not cited teaching in Nelson which anticipates the claimed limitation of, “performing subpixel sampling on said line with a subpixel multi-point sampling pattern which has maximal resolution approximately normal to said one direction,” as claimed in at least claim 5. If Applicant has overlooked a relevant teaching, it is respectfully requested that such teaching be pointed out with particularity.

Applicant respectfully submits that the examiner has misapplied the concept of "inherent" anticipation. Section 102 of Title 35 deals with novelty and loss of patent rights. An invention is said to be "anticipated" when it is squarely described or disclosed in a single reference as identified from one of the categories of 35 U.S.C. § 102, commonly referred to as "prior art". Express anticipation occurs when the invention is expressly disclosed in the prior art, patent or publication. In some cases, however, when the claimed invention is not described *in haec verba*, the "doctrine of inherency" is relied on to establish anticipation. Under the principles of inherency, a claim is anticipated if a structure in the prior art necessarily functions in accordance with the limitations of a process or method claim. *In re King*, 801 F.2d 1324, 231 U.S.P.Q. 136 (Fed. Cir. 1986). A prior art reference that discloses all of a patent's claim limitations anticipates that claim even though the reference does not expressly disclose the "inventive concept" or desirable property the patentee discovered. *Verdgaal Brothers, Inc. v. Union Oil Company of California*, 814 F.2d 628, 2 U.S.P.Q.2d 1051, (Fed. Cir. 1987). It suffices that the prior art process inherently possessed at that property. *Id.* Mere possibilities or even probabilities, however, are not enough to establish inherency. The missing claimed characteristics must be a "natural result" flowing from what is disclosed. *Continental Can Co. v. Monsanto Co.*, 948 F.2d 1264, 20 U.S.P.Q.2d 1746 (Fed. Cir. 1991). Unstated elements in a

reference are inherent when they exist as a "matter of scientific fact". *Constant v. Advanced Micro-Devices, Inc.*, 848 F.2d 1560, 7 U.S.P.Q.2d 1057 (Fed. Cir.), *cert. denied*, 488 U.S. 892 (1988) and *Hughes Aircraft Co. v. United States*, 8 U.S.P.Q.2d 1580 (Ct. Cl. 1988). Otherwise, the invention is not inherently anticipated.

In the present case, with respect at least to claim 5, there is no teaching in Nelson of identifying which of a limited number of directions is most nearly parallel to the line, nor of using a sampling pattern with a maximal resolution approximately normal to that direction. As shown above, Nelson generates sample patterns based on one of three methods (*i.e.*, regular positioning, perturbed, or stochastic). Nelson does not teach that a sample pattern is selected based on any line characteristics--slope or otherwise. Nelson instead teaches that the samples are generated, stored, and read out when the line is antialiased, and that the color or transparency of a given sample point depends on its distance from the line. Such teaching fails to teach or suggest the claimed limitations of at least claim 5.

Therefore, Applicant respectfully submits that all independent claims in the pending application are distinguished from the cited reference. Favorable reconsideration is respectfully requested.

Because of their dependence on allowable independent claims, all dependent claims are also believed allowable. Favorable reconsideration of all claims is therefore respectfully requested.

### **C. Claim 3**

Further, several dependent claims are believed allowable on their own merit. For example, dependent claim 3 states:

3. The method of claim 1, wherein said orientation classes correspond one-to-one to said sampling patterns.

In rejecting claim 3, Examiner states at page 4 of the Office action:

The Office interprets that the determination of X or Y-Major line corresponds one-to-one to the number and positioning of the samples found within the bounding box since the bounding box has a correspondence with the line segment in Nelson et al.

Examiner provides no citation to Nelson in support of this statement.

Applicant respectfully submits that the bounding boxes are not the samples. For example, Nelson describes sample points at col. 3, lines 19-22:

As used herein, the term “sample” refers to calculated color information that indicates the color, depth (z), and potentially other information, of a particular point on an object or image.

However, the “bounding box” described in Nelson is used to determine candidate bins:

In step 217, rendering unit 150A may determine a subset of spatial bins which, based on their positional relation to the given triangle, may contribute samples that fall within the given triangle. The bins in this subset are referred to herein as candidate bins. In one embodiment, rendering unit 150A may determine the candidate bins by computing a minimal bin bounding box, i.e. a minimal rectangle of bins which efficiently contains the triangle bounding box, as suggested in FIG. 13C. For example, rendering unit 150A may first compute coordinates for a triangle bounding box by determining the maximum and minimum of the x and y coordinates of the triangle vertices. By rounding up and down the triangle bounding box coordinates, rendering unit 150 may determine coordinates for the minimal bin bounding box. In another embodiment, rendering unit 150A may use triangle vertex data to determine a more efficient (i.e. smaller) subset of candidate bins as shown in FIG. 13D. Rendering unit 150A may eliminate bins in the minimal bin bounding box which have no intersection with the triangle.

Therefore, Applicant respectfully submits that the Examiner has not made out a *prima facie* case against at least dependent claim 3.

**Requested Relief**

For the reasons advanced above, Appellant respectfully contends that claims 1-3 and 5-30 are patentable. Therefore, reversal of this rejection is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection of this paper, including extension of time fees, to Deposit Account 07-2320 and please credit any excess fees to such deposit account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'P C R Holmes', written in a cursive style.

Patrick C.R. Holmes  
Registration No. 46,380  
Attorney for Appellant

## APPENDIX A – CLAIMS APPENDIX

### THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Previously presented): A method for generating antialiased lines, comprising the actions of:

for each respective line, determining which of a plurality of orientation classes

that entire line falls into; and

performing subpixel sampling using one of a plurality of multi-point sampling

patterns, in dependence on which of said plurality of orientation classes

that line falls into.

2. (original): The method of claim 1, wherein said classes consist of x-major and y-major.

3. (original): The method of claim 1, wherein said orientation classes correspond one-to-one to said sampling patterns.



4. (canceled)
5. (Previously presented) A method for antialiased rendering, comprising the actions of:
  - (a) identifying, for at least one respective entire line, which one of a limited number of directions is most nearly parallel to said line; and
  - (b) performing subpixel sampling on said line with a subpixel multi-point sampling pattern which has maximal resolution approximately normal to said one direction.
6. (original): The method of claim 5, wherein said number of directions is two.
7. (original): A graphics processor which is configured to implement the method of claim 1.
8. (original): A graphics processor which is configured to implement the method of claim 5.
9. (previously presented): The method of claim 2, wherein said classification of x-major and y-major depends on whether the x or y extent of the line is larger.

10. (previously presented): The method of claim 1, wherein said sampling patterns have the same number of sub-pixel sampling points.
11. (previously presented): The method of claim 1, wherein said sampling patterns have four sub-pixel sampling points.
12. (previously presented): The method of claim 5, wherein said sampling pattern has four sub-pixel sampling points.
13. (Previously presented) A computer graphics system for generating antialiased lines comprising:
  - means for determining which of a plurality of orientation classes an entire line falls into; and
  - means for performing subpixel sampling using one of a plurality of multi-point sampling patterns, in dependence on which of said plurality of orientation classes that line falls into.
14. (previously presented): The system of claim 13, wherein said classes consist of x-major and y-major.



15. (previously presented): The system of claim 14, wherein said classification of x-major and y-major depends on whether the x or y extent of the line is larger.
16. (previously presented): The system of claim 13, wherein said orientation classes correspond one-to-one to said sampling patterns.
17. (previously presented): The system of claim 13, wherein said sampling patterns have the same number of sub-pixel sampling points.
18. (previously presented): The system of claim 13, wherein said sampling patterns have four sub-pixel sampling points.
19. (Previously presented) A computer graphics system for generating antialiased lines comprising:  
  
means for identifying, for all of at least one respective line, which one of a limited number of directions is most nearly parallel to said line; and  
  
means for performing subpixel sampling on said line with a subpixel multi-point sampling pattern which has maximal resolution approximately normal to said one direction.

20. (previously presented): The system of claim 19, wherein said number of directions is two.
21. (previously presented): The system of claim 19, wherein said sampling pattern has four sub-pixel sampling points.
22. (Previously presented) A method for generating antialiased lines, comprising the steps of for each respective line:  
  
determining which of a plurality of orientation classes that entire line falls into;  
  
and  
  
performing subpixel sampling using one of a plurality of multi-point sampling patterns, in dependence on which of said plurality of orientation classes that line falls into.
23. (previously presented): The method of claim 22, wherein said classes consist of x-major and y-major.
24. (previously presented): The method of claim 23, wherein said classification of x-major and y-major depends on whether the x or y extent of the line is larger.

25. (previously presented): The method of claim 22, wherein said orientation classes correspond one-to-one to said sampling patterns.
26. (previously presented): The method of claim 22, wherein said sampling patterns have the same number of sub-pixel sampling points.
27. (previously presented): The method of claim 22, wherein said sampling patterns have four sub-pixel sampling points.
28. (Previously presented) A method for generating antialiased lines, comprising the steps of:
- identifying, for at least one respective entire line, which one of a limited number of directions is most nearly parallel to said line; and
- performing subpixel sampling on said line with a subpixel multi-point sampling pattern which has maximal resolution approximately normal to said one direction.
29. (previously presented): The method of claim 28, wherein said number of directions is two.

30. (previously presented): The method of claim 28, wherein said sampling pattern has four sub-pixel sampling points.



APPENDIX B – EVIDENCE APPENDIX

Applicant hereby submits a copy of USPN 6,947,057 to Nelson et al., as first cited by Examiner in the Office action dated 12/27/2005.

APPENDIX C –RELATED PROCEEDINGS APPENDIX

None.

APPENDIX D –NOTICE OF APPEAL AS PREVIOUSLY FILED APPENDIX

## Auto-Reply Facsimile Transmission

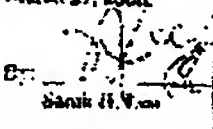


TO: Fax Sender at 972 980 5841

Fax Information  
Date Received: 3/27/2006 3:59:57 PM [Eastern Standard Time]  
Total Pages: 3 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

Mar 27 08 44:12p		972-980-5841		P. 1	
<b>Groover &amp; Holmes</b> Registered Patent Attorneys TEL: 972-980-5840 FAX: 972-980-5841					
<u>Mailing Address:</u> P.O. Box 802889 Dallas, Texas 75389			<u>Physical Address:</u> One Galleria Tower, Suite 1950 1355 Noel Road Dallas, Texas 75247		
<b>FAX COVER SHEET</b>					
DATE:	March 27, 2006	Total	3	Pages Including This Cover Sheet	
FAX:	571.273.8100	<div style="border: 1px solid black; padding: 5px;"><p><u>Certificate of Receipt</u></p><p>I hereby certify this correspondence is being facsimile transmitted to the USPTO via fax number 972.273.8100 on March 27, 2006.</p><p>By:  Sarah H. Voss</p></div>			
TO:	Central Fax				
	USPTO				
RE:	Application No. 10/086,986 Docket No. TD-166				
FROM:	Patrick C.R. Holmes				
<b>**Additional Notes:</b>					
<div style="border: 1px solid black; padding: 5px;"><p>Notice of Appeal in Response to Final Office Action dated December 27, 2005 US Application No. 10/086,986 Filing Date: March 1, 2002 "High Quality Antibased Lines with Dual Sampling Pattern" Applicant: Gerard O'Driscoll Examiner: Antonio A. Caschiera Art Unit: 2676</p><p>The Commissioner is hereby authorized to charge any fees necessary to Deposit Account 07-2320</p><p>Attorney: Robert O. Groover, Registration No. 30,039</p><p>Enclosures: 1. Notice of Appeal in duplicate (2 pgs), and 2. Fax Cover Sheet (1 pg).</p></div>					
<p>The information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone and return the original message to us at the above address via U.S. postal service. When applicable, this satisfies the notice requirement of RULE 21A of TCE 1.R.C.P.</p>					
<p>___ ORIGINAL WILL FOLLOW BY MAIL    <u>X</u> ORIGINAL WILL NOT FOLLOW</p>					
<small>PAGE 10 - ACVP AT 3/27/2006 3:59:57 PM Eastern Standard Time - BY: USPTO FAX 972-273-8100 - FAX 972-980-5841 - DURATION (mm:ss) 01:41</small>					



# Groover & Holmes

Registered Patent Attorneys

TEL: 972-980-5840

FAX: 972-980-5841

**Mailing Address:**

P.O. Box 802889  
Dallas, Texas 75380

**Physical Address:**

One Galleria Tower, Suite 1950  
13355 Noel Road  
Dallas, Texas 75240

## FAK COVER SHEET

DATE: March 27, 2006

Total 3 Pages Including This Cover Sheet

FAX: 571.273.8300

TO: Central Fax  
USPTO

RE: Application No. 10/086,986  
Docket No. TD-166

FROM: Patrick C.R. Holmes

**Certificate of Facsimile**

I hereby certify this correspondence is being facsimile transmitted to The USPTO via fax number 571.273.8300 on March 27, 2006.

By:   
Sarah H. Lau

**\*\*Additional Notes:**

Notice of Appeal In Response to Final Office Action dated December 27, 2005

US Application No. 10/086,986

Filing Date: March 1, 2002

"High Quality Antialiased Lines with Dual Sampling Pattern"

Applicant: Gerard O'Driscoll

Examiner: Antonio A. Caschera

Art Unit: 2676

The Commissioner is hereby authorized to charge any fees necessary to Deposit Account 07-2320

Attorney: Robert O. Groover, Registration No. 30,059

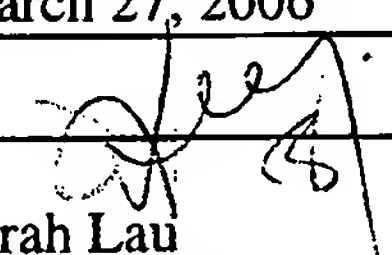
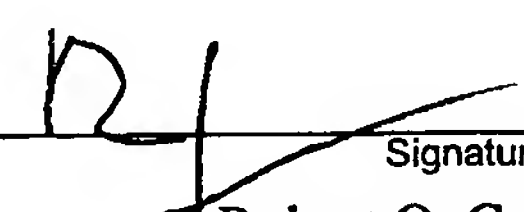
Enclosures:

1. Notice of Appeal in duplicate (2 pgs), and
2. Fax Cover Sheet (1 pg).

The information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone and return the original message to us at the above address via U.S. postal service. When applicable, this satisfies the notice requirement of RULE 21A of TGE T.R.C.P.

ORIGINAL WILL FOLLOW BY MAIL X ORIGINAL WILL NOT FOLLOW

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional)  TD-166	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>March 27, 2006</u> Signature <u></u> Typed or printed name <u>Sarah Lau</u>		In re Application of <u>Gerard O'Driscoll</u> <hr/> Application Number <u>10/086,986</u> Filed <u>March 1, 2002</u> <hr/> For High Quality Antialiased Lines with Dual Sampling Pattern <hr/> Art Unit <u>2676</u> Examiner <u>Antonio A. Caschera</u>	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ <u>500.00</u>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>07-2320</u> . I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>			
I am the		<u></u> Signature	
<input type="checkbox"/> applicant/inventor.		<u>Robert O. Groover</u> Typed or printed name	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(p) is enclosed. (Form PTO/SB/96)		<u>972.980.5840</u> Telephone number	
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>30,059</u>		<u>March 27, 2006</u> Date	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
<input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.			

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

HP Fax Series 900  
Plain Paper Fax/Copier

Fax History Report for

972-980-5841  
Mar 27 2006 4:14pm

---

Last Fax

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
Mar 27	4:12pm	Sent	15712738300	1:39	3	OK

---

Result:

OK - black and white fax